WELL KNOWN CITIZENS ON THE TUNNEL JURY.

Bank Presidents, Brokers and Merchants Helping Coroner Levy to Find Who Was to Blame for Tuesday's Disaster.

ENGINEER FOWLER'S STATEMENT.

Every Signal Was Set at Track Clear, He Swears, but Some Other Pertinent Questions He Doesn't

Hurry to Answer.

COAL SMOKE AND REAR LIGHTS.

If the responsibility for the Fourth avenue tunnel disaster is not put upon the right shoulders it will not be for lack of an able and distinguished Coroner's jury. It has been many years since such a benchful of well known New Yorkers has appeared in any case or any court. "To determine the cause of death of Helen T. Supple and five others"-that is the inquest put courtwise-Coroner Levy sent out his drag net for representative citizens.

MB. SCHURZ EXCUSES HIMSELF. It had been the Coroner's intention to begin the inquest at ten o'clock yesterday morning. But being in New York what would you expect? At ten o'clock there wasn't a juror in sight, nor a Coroner either for the matter of that. At the end of half an hour in walked one out of all the eminent persons summoned-a tall, bent man, with spectacles and a face that the comic weeklies have stamped indelifbly on the American mind. That was Mr. Carl Schurz, and he didn't come to serve, but to be excused. Finding no one to excuse him he excused himself.

By eleven o'clock two of the panel were in their places; by half-past eleven there were five. It being evident that at this rate the arrested engine nee, and signal men were likely to die of old age before their guilt or innoceance could be established, Coroner Levy adjourned for three hours to give his young men a chance to lug in the delinquent jurors.

It took until nearly three o'clock to do that. The rest of the day was occupied with the testimony of Engineer Fowler, of the New Haven local, which smashed into the shop train and did all the dam-

The jury, which was finally sworn in, was of this make up:-

Ex-Mayor William Wickham, broker, No. 838 Lexington avenue.

John D. Cummins, contractor, No. 1,048 Third

Andrew Mills, president of the Dry Dock Savings

George G. Williams, president of the Chemical Jordan L. Mott, president of the Mott Iron

Works. Gustave H. Schawb, of Herman Celnchs & Co.

David R. Willis, restaurant keeper, of No. 112

Schuyler Warren, of S. M. Warren & Co., No. 51 Exchange place. Isaac V. Brokan, clothier, of No. 34 Fourth

avenue. Isaac Hamburger, tobacco, No. 174 Water street,

Julian M. Elliott, broker, No. 60 Broadway. J. Seaver Page, colors, No. 101 Fulton street.

Besides these there had been summoned Jacob



sellors Loomis and place appeared for the New York Central Railroad and the arrested signal operators and Counsellor Henry W. Tatt for the New York, New Haven and Hartford company and the arrested engineer. These having been presented after the mauner of principals and seconds at a prize fight, Coroner Levy having dwelt upon the great importance of the case and Mr. Lynn on the determination of District Attorney Nicoli to push to the utmost the prosecution of whomever the jury might find responsible for the accident, proceedings began.

ENGINEER FOWLER ON THE STAND.

ceedings began,

Came to the witness stand then Lewis J. Fowler, engineer of the New Haven train, a ruddy cheeked, blue eyed, brown whiskered man, well dressed and eminently respectable looking.

Duly sworp and invited thereto by the Coroner Mr. Fowler leves his account of the accident as follows:

eminently respectable looking.

Duly sworn and invited thereto by the Coroner Mr. Fowler gives his account of the accident as follows:—

"We left the Grand Central depot Friday morning, February 20, on time. As we got into the tunnel I said to my fireman, 'Look out for signals, Charley, and he said 'All right'. As we passed Fifty-ninth street, where there is a block signal, he said 'All clear.' We went on, and when we were approaching the signal at Seventy-second street, as the tunnel was very thick, I did not even trust to my fireman's sight alone, but kept one hand on the thumb-screw of the safety valve and went over to his side of the engine, where all the signals in the tunnel are. The fireman said 'All clear' when he saw the signal and I saw myself that it showed a white light, which means that the track is clear. When we came to the distance signal for Eighty-sixth street I saw it was all clear and the fireman sh reported it. We went on and about five hundred feet further wowe went into the train.'

NEVIR HEARD OF THE OTHER TRAIN.

Questioned by Coroner Levy, Mr. Fowler averred that he didn't know that there was a shop train or any other train ahead of him. He left the Grand Central at 7.02, and was running at the rate of about twenty-five miles an hour. No, he didn't know that the shop train usually ran at therste of six miles an hour, although he had been on the road eighteen years.

Questioned by Mr. Lynn:—

Q. What kind of coal do you burn in your engine? A. Spit.

What kind of coal do you burn in your engine? A. Q. Is soft coal used on the whole New Haven system?

oft coal gives out a great deal of smoke, doesn't A. Yos. More than hard coal, doesn't it? A. I don't know, I is fired bard coal.

never fired bard coal.

Q. De you know whether the New York Central and Harlom railrouds use soft coal? A. Yes.

O. On the whole system? A. On part of them, any way, Q. What is gaited by using soft coal. A. Causiously) I don't know. I never used any other kind.

Q. Isn't is afact that burning soft coal tends to increase the density of the atmosphere in the tunuel? A. Joba't know.



the other train, and Mr. Fowler didn't know whother it carried red lights on the rear or not; it was the rule to carry such lights, but he didn't see any. If there had been one he thought he could

Q. Not as a matter of thinking, could you have seen I or not? A. Well, I judge so.

Coroner Levy-Answer the question yes or no.

Q. Could you have seen it or couldn't you? A. (After long hesitation.) Yes.

dong hostitation.) Yes.

He could see signals in the tunnel about thirty feet away, but he didn't see the shop train until he was into it, as he expressed it—didn't even see any light from the car windows. It was the rule for a train that stopped on a track not at a station to be flagged 1,000 feet behind by the rear brakeman, but there was no brakeman out to this train, although he didn't explain about this that the shop train was still moving when he struck it.

DEFICIENT FROTECTION.

If the system of block signalling was not worked right, said Mr. Fowler, so that a white light was shown where there should be a green light there was no recourse for the engineer but to drive right on, although there might be a train in the block.

Q. Then thore is no other safeguard than the lights?

Q. Then there is no other safeguard than the lights?
A. No (hesitative), Only we have a bell which ringst when the danger signal is thrown and a train runs by it.
Q. Did that bell ring on Friday morning at any time?
A. No, sir.

A. No, sir.

The rules held the engineer responsible for running past the signals, but he delegated the duty of watching them while in the tunnel because they were on the fireman's side. He had been examined for color blindness, but he didn't know whether his fireman had been examined or not. His fireman had been with him only three months. Q. If the signal one thousand feet from Eighty-sixth street had shown green what would you have done? A. Shut off steam, put on the brakes and reduced speed to ten miles an hour.

street had shown green what would you have done? At Shut of steam, put on the brakes and reduced speed to ten miles an hour.

SUBER OF IT.

No amount of questioning could shake Mr. Fowler's assertion that the signal at Seventy-second street showed a white light. He wasn't quite so clear about the signal one thousand feet from Eighty-sixth street, although he said that was white, too. But it appeared more from his fireman's say so than his own observation. This is the signal which the operators and the track walker said showed green when Fowler ran past it.

Mr. Loomis tried his hand at the engineer when the others were through, but only elistical some technical information about the situation of the lights, and so forth. Mr. Fowler said a headlight did very little good in the tunnel and couldn't be seen more than thirty feet away because of the smoke. A rule of the company forbaderinging the bell or blowing the whistle in the tunnel.

Cononer Levy adjourned the hearing until ten o'clock this morning at the Eighty-sixth street station, whence the jurors will go down to the scene of the accident and see the working of the signals for themselves. When the employes have told their stories the Coroner purposes to go into this car stove matter and find out why the New York, New Haven and Hartford Company is violating the law in this particular.

The State Railroad Commission will begin its own investigation of the accident tais morning.

A resolution was presented to the Board of Aldermen yesterday by the member for the Twenty-first district calling for the illumination of the Fourth avand might.

The resolution was referred to the Law Committee.

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BAD BROOKLYN POLICEMEN.

ONE ACCUSED OF COWARDICE AND THE OTHER

PUNISHED FOR USING HIS CLUB. Policeman Rhatigan, of the Sixth avenue police station, Brooklyn, and Barth Frannini, a special policeman, who is employed in guarding a number of flats on Columbia street, were brought to a sense of their duty yesterday. Rhatigan will be tried before Police Commissioner Hayden next Tuesday for neglect of duty, and Justice Tighe mposed a fine of \$25 on the special policeman for his over-officiousness in arresting James Thomas, a tenant in one of the Columbia street

Rhatigan, it is alleged, saw two men breaking a show window in John Foley's store, No. 214 Fourth avenue, on Monday afternoon. Instead of arrest-

avenue, on Monday afternoon. Instead of arresting them he walked away and half a block further on he arrested a woman who was helplessly drunk.

Dr. Everson, of Willoughby street, watched the policeman and when he saw he made no effort to arrest the men who brose the window he went to the station house and complained against him. Captain Early at once made charges against the policeman.

policeman.

In the case of the special policeman all the evidence showed that he was the aggressor. Justice Tighe, after discharging Thomas, administered a stinging rebuke to his accuser and fined him \$25, He also threatened to send him to the Ponitentiary if he came before him again.

HIS FAVORITE CHILD.

ARTHUB, THE ELEVEN-YEAR-OLD SON OF CON-TRACTOR BUDDENSIEK, DIES OF A FALL.

Besides these there had been summoned Jacob
Rupert, Marc Edditz, J. H. Shuft and Hyman Blum.
Mr. Steinway, Mr.
Straus and Mr. Green
were excussed. Mr.
Schurz sent a doctor's certificate and
got off that way. Coroner Levy said he
would have attachments issued for all
the rest of the deinquents. Mr. Wallhope Lynn was on [BY TELEGRAPH TO THE HERALD.] them. When the news of the sudden death of his son was conveyed to him at Sing Sing to-day he

son was conveyed to him at Sing Sing to-day he broke down completely and begged to be allowed to view the body and attend the interment.

A number of preminent citizens here have enlisted their sympathies in behalf of Buddensick, and have appealed to dovernor abbet to make the request of Governor Hill that Buddensick be allowed to attend the funeral. There seems to be a strange fatality in connection with the Buddensies farm, as it was but a few days after the purchase of this country residence that the houses fell. In the interval between the fall of the buildings and his conviction a series of accidents happened at the farm. Later the wife of the hired man on the farm wandered away with a child of eight years, and siter days of search they were found frozen to death in the wood.

NEWS NOIES FROM ROUNDABOUT.

of the former.

The Goroner's jury at the inquest of Mrs. Sarah Charles, at Burlington, N. J., rondered a verdict that she came to her death at the hands of John Boyce.

A buggy driven by an unknown person was struck by an electric car on Market street, Newark, yesterday, and was amashed to plecce. The heree and driver escaped all

injury.

George Russ was arralened in the Pelice Court at Jer-ney City yesterday for stabbing his brother Edward, as the result of a quarrel over a game of cards. He was held for trial.

Three attempts were made last night to burn public school house No. 4, in Paterson, N. J., but each time the fire was discovered and extinguished before much damage was done. age was done.

A tobacco chewer is annoying the women at Red Ban,

N. J., by spitting upon their dresses at night. A number
of victims have bad their dresses ruined. The police
have been netfied.

John Dooley, eightsen years old, who escaped from the New Jersey Reform School at Jamesburg two weeks ago, was arrested in Newark on Monday night and will be re-urned to the institution.

turned to the institution.

Charles Woolley, of Red Bank, N. J., a brakeman on the New York and Lakewood express train, was crushed while coupling cars at Lakewood yesterday. His injuries are not considered dangerous.

Charles B. Drexheimer, of Sharon Springs, N. Y., was arrested in Newark, N. J., yesterday, charged with stealing a pair of gold cuff buttons from Mrs. Pfeiffer's saloon on Ferry street. He was held for trial.

Peal Frank a major beavers, N. 200 Pealer.

Paul Frank, a salcon keeper at No. 150 Perk avenue, foboken, while suffering from delirium tremees vesteray, attempted to kill his wife. He fired two shots at of, but both bullets went wide. Frank was arrested.

bail.

The building of the Tompkinsville Bowling Club, a prominent social organization on Staten Island, was sold yesterday by the Sheriff of Richmond county to satisfy a morigage hold by Heart Pohil, a builder. The property was purchased by Pohil.

a well known crook.

Henry Beck, who for many years lived the life of a nermit in a small shauty near the town of Bloomfeid, N. J., was found desd in bed on Monday. He was severty years old and the owner of a larner amount of real estate. It is said that he has no relatives.

Charles Specht, a Newark, N. J., baker, was yesterday sontenced to ninety days in the city jail for distributing alandarous eards concerning Mrs. Mary Borg, the daughter of John F. Seidh, from whose louise Specht was ejected for net paying his board bill.

Country Physician Wijehtson of Negark, N. J. found.

County Physician Wrightson, of Newark, K. J., found pesterday that the death of William II. Withers, the Newark engraver, who was found in a commissa condition on the roundide at East Orange, N. J., was the to apoplexy, and that there was no ground for the suspicion of four play.

of foul play.

The second trial of Richard Young, the perfumer of this city, and his confidential clerk. Melano C. Richardta, for conspiracy against Mrs. Young, which was to have taken his as a finite of the confidential confidence of the was to have pound. On account of Richardta illness, to the second day of the April term of the Court of Quarter Sessions. which showed a green light when it was desired to caution an light when it was desired to caution an engineer that the track shead of him was obstructed. This was the last signal he saw before the collision, end it was white. When approaching a signal is wasn't his practice to run any slower than at other times.

The questioning passed then to matters about

SHE WANTED TO DROWN WITH HER CHILDREN.

Mrs. Dutchmal Was Driven to Frenzy by Her Domestic Troubles.

SOUGHT DEATH IN THE RIVER.

The Woman and Her Three Little Ones Saved from Death by Policemen, Who Stopped Her at the Dock.

Mrs. Celia Dutchmal, of No. 91 North Sixth street, Brooklyn, made a deliberate attempt last night to drown her three children, and then herself, from the foot of North Sixth street, Brooklyn Mrs. Dutchmal lived with her husband on the second floor of a rear house at the North Sixth street address, and since her husband was thrown out of employment in September last she has tried to support her family by doing washing and scrub-

Duchmal's failure to obtain work so preyed upon her that it seemed to unbalance her mind, and she frequently quarrelled with him. She had him arrested a few days ago for failing to support her and her children, and the case is now pending in the Lee Avenue Police Court.

CRAZED BY HER TROUBLES. Mrs. Dutchmal was seen by two policemen at nine o'clock last night walking toward the North Sixth street dock. She carried an infant in her arms, and two more children, the eldest seven years of age, clung to her skirts. When the police

years of age, clung to her skirts. When the policemen asked her where she was going she replied that she would rather that she and her children should die by drowning than by starvation.

The policeman requested the woman to return to hor home with her children. She retraced her steps, and when near her home she turned back and went to the river front.

HER SUICIDE FREVENTED.

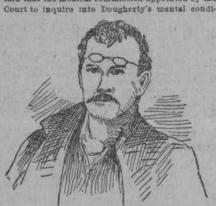
The policeman had watched her movements and when they saw her running toward the pier with her children clinging to her skirts, and sobbing, they ran after her and frustrated her design. She was taken to the Bedford avenue police station, where she began to rave and say some one was trying to kill her.

When she was taken to the Clymer street station house she refused to part with her youngest child and force had to be used to take it from her. The children were cared for by the police.

MADMAN DOUGHERTY SENTENCED. THE SLAYER OF DR. LLOYD MUST SPEND HIS

LIFE IN SING SING PRISON. James M. Dougherty, who was convicted of murder in the second degree for the shooting of Dr. Lloyd at the Kings County Insano Asylum, was sentenced to Sing Sing State Prison for life by Justice Bartlett in the Kings County Court of Oyer and Terminer yesterday.

Lawyer F. L. Backus, counsel for the prisoner said that the medical commission appointed by the



JAMES M. DOUGHERTY.

tion had pronounced him a dangerous lunatic. He argued that it was therefore the duty of the Court to send the murderer to the State Insane Asylum and not to State Prison, and he moved for his committal to the asylum. If sent to prison he was officials, but in the asylum he would be kept under supervision and restraint.

Justice Bartlett denied the motion and Dough erty was brought forward for sentence. He drew forth a document and read a long and rambling statement, repeating many of his utterances dur-

The doctors, he asserted, had pronounced him to be a man of superior intelligence and yet pro-nounced him insane. He had been injured by Dr. Lloyd, who had ridiculed him before visitors to the insane asylum.

KINDS OF INSANTIY. Justice Bartlett, in pronouncing sentence, said that in finally disposing of the case it seemed proper to him to make clear to counsel the view he ok of the several statutory provisions relating to

accused persons who are said to be insane. These provisions deal with insanity in two aspects:-"First, as existing at the time of the trial, and second, as having existed at the time of the commission of the crime. Section 20 of the Penal Code provides that a person cannot be tried. sentenced to any punishment or punished for a crime while he is in a state of idiocy, imbecility, lunacy or insanity, so as to be incapable of understanding the proceedings or making his defence."

Justice Bartlett explained that the test to determine whether a defendant was triable or not consisted not in the existence or non-existence of mental derangement, but in the extent of such devendence.

mental derangement, but in the extent of such derangement.

DOUGHERTY'S UNDERSTANDING.

In the present case, notwithstanding the nature of the defence, it was manifest throughout the trial, up to the verdict, that Dougherty understood the proceedings thoroughly and was capable of defending himself. When arraigned for sentence, however, his incoherent remarks and changed manner led to the conclusion that, to save possible question, the appointment of a commission would be wire.

nestion, the appointment of a considerity's mene wise.

The commission reported that Dougherty's menal disease did not incapacitate him from undertanding the proceedings of from making a defenceie was not and is not insane, therefore, to the exextinecessary to prevent the rendition of judgnent. The verdict of the jury disposed of the
question of his mental condition.

In conclusion Justice Bartlett said:—"The senence of the Court is that the defendant, James M.
Conducted. He imprisoned for his natural life, and

TILLIE WAS AN ACCOMPLICE. SHE PAYS SHE UNWITTINGLY SUBMITTED TO

BEING BOUND AND GAGGED BY KELLY. Another confession has been made by Tillie Hahn, the Brooklyn servant girl who was found gagged, implicating Joseph Kelly, her sister's husband, in the robbery of her employer, Mrs. Ahlers.

She now informs the police that she admitted Joseph to the house and took him to the bedroom, where he took the \$191 from a trunk. He then tumbled the clothes over the room. When they went to the kitchen she lay down on the floor and he tied her in the manner in which she was found by her employers when they came home.

She told Captain Leavey that she did not know where the money was, but she supposed Kelly had it.

had it.

Kelly persistently claims that he is innocent and says the girl is trying to shield somebody else by incriminating him.

NO CLEW TO THE INCENDIARY. The police of Brooklyn have not yet been able to find a clew to the supposed incondiary who fired the Sands street fenement last Saturday night, whereby six persons lost their lives. A former Janitor of the burned premises, who was believed to know something of the origin of the fire, has been located in the Navy Yard, and he is exonorated from all suspicion. The police speak of him as an industrious and hard working mun, and one devoted to his family.

Louis F. Shay, who was arrested for stealing household goods that belonged to some families who were burned out, was arraigned in the Adams who was higher data for the police of the complaint of State Factory Inspector Jourdan, who charged him with violating the factory law is employing the factory law is the factory of the sum of the factory law is the factory law is the factory law in which the says that he and Mr. McNuity left with the says that The police of Brooklyn have not yet been able to

Street Police Court yesterday on a charge of grand larceny. Mrs. Mary McAleer, whom Shay helped to move some of her things while the house was burning, and subsequently stole them, appeared against him in court. Justice Walsh committed him to Raymond Street Jail for examination to-morrow.

PRINTER EASTTY'S FREAK. HE MADE ALL PREPARATIONS FOR A GRACEFUL

SUICIDE, BUT REPENTED. Mr. C. W. Eastty, a Brooklyn printer, may have fully intended to end his existence when he bade adieu to his wife and four children at his home, No. 427 Gold street, yesterday morning, but he is still living.

On his way down town he dropped into a Fulton street printing office and meeting a printer named Vedill gave him his rule, saying he would have no more use for it. After leaving the place he me Richard Vivian, another printer, with whom he had worked several years ago, and told him his wife had said something to him that had determined him to end his life.

Vivian tried to persuade him to go to work at Roche & Hawkins' office, on Adams street, where he has been employed, but without success. The next heard of him was when he left the following letter in the counting room of a Brooklyn newspaper, ad-dressed "To the Press":—

dressed "To the Press":—

Having committed the unpardonable sig, which broke up my once happy home in Hartford, Gonn., where for eight years I was employed as a compositor and held also many important offices, atch as vestry man at \$8. Thomso Tourch, choirmaster, financial accretary of Hartford Typographical timon and manager of ascuracions to Boston, (ies leand, Frevidence, &c. I feel that I am no longer worthy to live, having broken my wife's heart and blighted the lives of my four earl little children whom God, had blessed to there to sick employment in Brooklyn or New York, and, meeting with but little success. I have readyed the and meet my Maker, who will instity punies me for what I have done. I had many friends in Hartford and was before my trouble highly respected.

who will had many friends in Hartford and was bere my trouble highly respected.

May tool have mercy on my puor wretched soul and
day yet come when my puor wife will be better and
re day yet come when my puor wife will be better and
and treated than sho was by mo
The statement published last Satu day week that I was
debt some \$2.000 is incorrect, for less than \$550 wenter
debt some \$2.000 is incorrect, for less than \$550 wenter
and report ower and my inserts and brother, wife
the little ones for my departed soul. God knows I son
it little ones for my departed soul. God knows I son
thy wish now, whon it is too late. I had my twelve
sure of married life to live over again; how differently
sey should be.

My last residence was at No. 427 Gold arrest, Brooklyn.
When the statement is the some provided output, who were very kind to me and belped me greatly
my many excursions. No young man ever had a betir chance than I to get along and have a happy home,
at alas! I fell, and continued to fail into the ways one

bass: I fell, and continues to fast into the way of wiched wire ago the 10th of Octoberflast I was married while years ago the 10th of Octoberflast I was married to help the property of the continue of the continues of the cont

and friends; I need your prayers, God knows i do. C.W. EASTTY.

Mrs. Eastty was found at No. 427 Gold street. She said the family came from Hartford about a month ago and had hoped to begin life anew, as her husband had been separated from a woman who had entangled him in that city. She had no knowledge of his being in debt.

Eastty is a member of Typographical Union No. 6. I called last night at No. 427 Gold street and saw Mr. King. Eastty's brother-in-law. He told me that Eastty had returned home a short time before, but that he could not be seen. He explained that Eastty was neither insane nor intoxicated, but that his sudden determination to end his existence had been brought about by a domestic difficulty. He thought better of it later on and did not take any poison.

AN AGED PRIEST DYING. THE REV. NICHOLAS BALLEIS STRICKEN DOWN IN BROOKLYN.

The Rev. Nicholas Balleis, O. S. B., pastor of the German Catholic Church of St. Francis in the Fields, at Putnam and Bedford avenues, Brooklyn, is lying at the point of death in the parochial residence attached to that church.

Father Balleis has suffered from rheumatism for some months. Two weeks ago he was compelled to take to his bed. His physicians have done all in their power to stay the ravages of the disease, but despite their efforts it has gradually increased until it is now feared that it will reach the heart in a

short time.

Father Balleis was the first Benedictine monk to come to the United States and is one of the oldest priests in this country. He is the only priest now living who was at work in New York State when Bishop Loughlin was ordained. He is eighty-thres years of age, having been born on November 22, 1808, in Salzburg, Austria, He made his studies in the Benedictine abbey at that place and was ordained a priest there on November 27, 1831. He came to this country in 1836. He has had charge of St Francis' Church since 1856.

TO OUST YODYZSUS.

BISGOP LOUGHLIN WANTS TO MAKE THE POLISH PRIEST RESIGN CHURCH PROPERTY.

Bishop Loughlin has moved legally in the case of Father Mathias Yodyzsus, the Polish priest of North Tenth street, Brooklyn, who has gained much notoriety lately by his exploits with members of his congregation. An action to recover possession of though there was no ceremonial marriage between the church property and to remove the priest was

the church property and to remove the prices was begun in the Supreme Court, Brooklyn, yesterday, by the Bishop's lawyers.

The complaint alleges that by virtue of the law under which the church was organized the priest is a trustee and has the custody of the funds and the care of its interests. He fraudulently and for the purpose of appropriating to his own use caused a mechanics lieu on the property to be foreclosed and the property conveyed to him as the absolute owner.

owner.

The complaint alleges further that Father Youyzsus used the funds of the church to get possession of the property. The church asks to be adjudged the actual owner, and that the deed to the priest be declared a trust and for the benefit of the church.

NEW RAILROAD IN BROOKLYN. Application for a permit to construct a surface railroad on the electric trolley system was made yesterday by the Brooklyn City Bailroad Company to the Commissioner of City Works. The route proposed is on Second avenue, between Thirty-ninth street and New Utrecht; Thirty-ninth street, between Second and Third avenues; Fifty-second and Fifty-third streets, between Second avenue and New Utrecht, and Fifth avenue, between Fifty-sec. end and Fifty-third streets.

The two miles of trolley system will be within the city limits, but a map of the continuation of the road to Bay Ridge and Bensonhurst shows an ex-

road to Bay Radge and Desisonaires shows an ex-tent of six miles. The electric wires will be strung from iron posts 17 feet high, which will be placed inside the curb line.

The ral-road company hopes to start the road early in June next. The tranchise was granted originally by the Aldermen in 1388 to the Brooklyn Street Railroad Company and the Brooklyn City Railroad became the successors of that corpora-

COLONEL HARTMANN'S ANGER, On complaint of Colonel Nicholas P. Hartmann a varrant was issued yesterday for the arrest of James Roberts, of No. 1,084 Bedford avenue, on a

charge of libel. In conclusion Justice Bartlett said:—"The sentence of the Court is that the defendant, James M. Dougherty, be imprisoned for his natural life, and the State Prison at Sing Sing is specified as the place of the imprisonment."

Lawyer Backus moved for a stay, but the motion was denied.

Warden Doyle, of Raymond Street Jail, will take Dougherty to Sing Sing this morning.

THLLIE WAS AN The sentence of the contest in England. He accuses Roberts of having written a letter to Mrs. Donaldson, his intended mother in-law, which cast sorious reflections upon his truth and veracity. As to the medal, of which the Colonel is so justiy proud, and which is said to have ceast \$3,000. Roberts alloged that it only cost \$200.

The charge will be investigated to-morrow in the Lee Avenue Police Court. The Colonel, who is only twenty-one years of age,

Preparation for the trial of the Water Supply Company suit before the March term of the Supreme Court is be-ing made by Lawver W. J. Gapnor, the counsel for Will-jam Ziegler, who served several subpremason withouses

Jesterday.

Seventy-five men of various trades who were amployed on a row of buildings in course of completion on the corner of Broadway and Mailson street struck yesterday because a number of carpenters were found working nine hours instead of eight, as stipulated by the laws of the union.

Six longshoremen were sented on the stoop of a house as the corner of Doughty street and Columbia Heights resided by when it gave way beneath their weight and they were precipitated six fost into an area. John Walsh, of No. 100 Weekoff street, has a dislocated ankle, and John O'Keoffe, of Bishop and Hicks street, received some slight contributes. The other men were uninjured.

DAUGHTER'S CLAIM TO HER FATHER'S ESTATE

The Dispute Over Blasius Chesebrough's Millions Has Reached a Final Stage in the Courts.

MRS. ARNOLD'S DEMAND FOR \$1,500,000.

Her Mother Eloped with a Gambler, but It Is Claimed She Was the Lawful Wife of the Millionnaire.

The suit regarding a share of the estate of Millionnaire Blasius Moore Chesebrough, which is now estimated to be worth about \$5,000,000, is up for a final hearing before Judge Lacombe in the United States Circuit Court. Leonora Augusta Arnold, who at the time her father died in 1866 was a small child, is trying to recover about \$1,500,000. She was present in court yesterday with her husband, Thomas E, Arnold.

She is a handsome woman and claims that she is the lawful issue by marriage of Mr. Chesebrough and her mother, whose maiden name was Josephine Crogier.

Charles Augustus Chesebrough, who inherited the property left by his brother, Blasius, and who is the defendant in the present suit, claims that Josephine Cregier was not married to Blasius and that Leonera is not an heir-at-law.

All the testimony in the suit is now in, and the

case is on for final argument. Testimony has been

taken in many States in the Union from witnesses in regard to the case, and it has taken years to com-THE CASE IN REVIEW. Lawyers Henry A. Raweliffe, John B. V. Arnold and Walter H. Beach for the complainant, and

Walter S. Logan for the defendant submitted briefs to the Court yesterday. The argument was then begun by the complainant's counsel, Mr. Rawcliffe, on the merits of the

The argument was then begun by the complainant's counsel, Mr. Rawcliffe, on the merits of the case. He went over all the facts, and at the time of adjournment had not half finished his argument. It is thought that the entire week will be taken up in hearing counsel on both sides.

Mr. Rawcliffe said that Margaret Cheesbrough, the widow of Andronicus Chesebrough, died on November 10, 1850. To her two sons, Elasius Moore Chesebrough and Charles Augustus Chesebrough, she left a personal estate consisting of bonds and stocks worth \$200,000, and about fifty-nine acres of land at Fort Washington, in the Twelfth ward, this city. The portion left to Blasius was held in trust, and he was only allowed to use the income on it. At his death it was to go to his lawful issue, or if he died without lawful issue it was to go to his brother Charles.

Becentrale and extravagant.

Blasius, it is said, was dissipated in his earlier life and later he was very eccentric. He was bombastic in speech, pompous in manner, extravagant in expenditures, with a strong tasts for theatricals. He conceived a strong prejudice against his baptismal name, Blasius, and called himself and insisted upon being addressed as George M. Chesebrough.

While in Europe, prior to his marriage, he purchased a document purporting to confer upon him the title of count. He had the panels of his private carriage decorated with his coat of arms, and for many years before his death he was commonly known as Gount Chesebrough.

The Count met Josephine Cregier, daughter of Rachel Cregier, in 1854 at a dancing academy in Bond street and became deeply enamored. They lived together as man and wife for a short time and then they proceeded from this city to Baltimore, travelling in their own private carriage. At that city it is claimed the Count took Josephine to the house of a minister and made her his wife.

Mr. Chesebrough gave birth to a child in 1855 at the United States Hotel, Saratuga, which died. The present claimant, Leonera, was born in 1866, at the nouse of Rache

house of Rachel Cregist, Josephine's mother.

LIOPED WITH A GAMBLER.

Josephine some time after left Chesebrough and fied South with a gambler named Jackson. The Count made great efforts to discover the whereabouts of Josephine, but did not succeed up to the time of his death in 1886. He paid for the care of his child Leonora, and used to invite her to his house and make her grandmother presents. Josephine, at the first examination of the present suit, testified that she was married to the Count, but on subsequent cross-examination swore that he had merely promised to marry her after his mother's death. She left him before his mother died, consequently the marriage ceremiony was never performed.

Counsel for Mrs. Arnold contended that even though there was no ceremonial marriage between

though there was no ceremonial marriage between her mother, Josephine, and Mr. Chesebrough, their living together as man and wife made them legally so according to the statutes of New York State, Am number of cases were cited to support this claim.

As to the contradiction of Mrs. Chesebrough about the marriage ceremony, counsel referred to the testimony of Mrs. Arnold, who said that her mother had told her one day, on the way to count, that Charles M. Buel had told her she could make \$5.000 by testifying in favor of Charles A. Chesebrough.

so.000 by testifying in favor of Charles A. Chese-brough.

HAIR FULLING SCENES.

It was also said that Cashier Trowbridge in 1886 took \$10,000 to Nashville, Tenn., and tried to find Josephine and persitade her "to tell the trath." He did not find her, though, until 1889, when she was discovered at Sand Lake, N. Y.

Some very lively hair pulling scenes, which took place between Josephine and the Count while stopping at the International Hotel, Washington, igured in the festimony which was brought to the attention of the Court. Many other similar incidents occurred at various hotels, and Mrs. Chesebrough was frequently rescued from the violent wrath of her husband.

A BUSY REALTY MARKET.

GOOD PRICES FOR PROPERTIES IN DOWNTOWN

AND LOWER WEST SIDE SECTIONS. An immense number of people were present on the Real Estate Exchange yesterday, when in the auction room all sorts of properties were offered

for sale. The public market yesterday very much resembled the auction sales hold occasionally in the

dry goods district.

While no great estate had the call, any number of parcels were sold under the hammer. In fact, as some leading bidders designated it, it was a "job lot" market, or rather "a clearing out" sale.

All of this was good work to get rid of properties now declared to be "off color," and yet they realized more than they are likely to when "the greater New York" with its additional lines of trainst makes itself felt in the fixing of values.

Heginning down town Auctioneer John T. Boyd sold No. 3 Duane street, a four story bidding, on lot 22x51.10x78.x834, near Rose street, to John P. Feld for \$10,775.

Auctioneer William Kennelly sold the leasehold property at the corner of Catherine and Division streets, 71.5x33x70.9x88.6, containing a four story building "considerably out of repair," for \$13,850 to H. B. Sandford.

Auctioneers Smyth & Eyan next sold No. 14 Perry street, a three story dwelling, on lot 22x55, for \$15,400 to Fanny R. Herzog.

The same auctioneers sold No. 1,873 Madison avenue, a three story residence, on lot 12x100, between 121st and 122d streets, for \$10,000 to William G. Burke.

Still more downtown property was offered, when anctioneers A. H. Muller & Son submitted to a large crowd No. 31 West Fleventh street, a three story dwelling with stable on rear, on lot 26,82103, between Fifth and Sixth avenues. It was sold to R. W. Taylor for \$24,600.

No. 506 Third avenue, a five story apartment house, on lot 24,8x105, between Thirty-seventh and Thirty-eighth streets, was sold by the same auctioneers of \$25,00 to Michael Gownley.

Then came to the front many properties on the west side, and the Messre. Muller sold Nos. 106 and 108 West Sixty-ninth street, four story dwellings, on lots each 19x100 respectively, at \$25,000 to A. L. Mordecai, and at \$28,100 to Henry Hughes.

Several four story dwellings on West Ninctieth street were effered by the same arm. No. 55 West dry goods district. While no great estate had the call, any number of

Mordeesi, and at \$28,100 to Henry Hughes.
Several four story dwellings on West Ninetieth
street were offered by the same firm. No. 55 West
Ninetieth street, on lot 20x100, was sold for \$28,000,
and No. 49, in the same street, on lot 19x100, for
\$26,000 to Isaac T. Meyer.

A. H. Muller & Son also sold Nos. 12 and 14 West
135th street, two five story apartment houses, each
on lot 25x20,11, between Fifth and Lenox avenues,
at \$21,500 each to David F. Porter.

LEGAL SALES.

Under decrees of foreclosure the following sales were effected yesterday:

By C. S. Brown-No. 222 West 104th street, a three story dwelling, lot 15.11x70.2, to M. 4. Lawson at \$11,450. son at \$11,450.

By R. V. Harnett & Co.—Five tenements, from No. 507 to 515 East Seventy-fifth street, on plot 125x 95,7x125,8x116.5, at \$15,000 each to the plaintiff in the action.

for \$10,000 to plaintiff: also the adjoining house, same size, sold for same amount.

A vacant lot on West 115th street, south side, 26x103.11, east of Lenex avenue, was sold by the same suctioneer at \$0,800 to M. N. Berkeley.

At private contract vesterday Doré Lyon sold a plot 100x100, corner Liberty and Hamilton streets, Newark, N. J., with four frame buildings, to J. Delaney for \$17,000.

laney for \$17,000.

10th av., n. w. cor. of 35th st., 24,0x100; Georgo Green et al. to Michael J. Groh and another. ... \$28,000
67th st., s., 100 ft. e. of 6th av., 50x100.5;
6th atles H. Lindsley and wife to Dore Lyon. ... 10
12th st., s., 25ft. w. of Lenox av., 10xx98.11;
Nathan Lewis to Samuel G. Adams and wife to Marcus Witmark.
14th st., s., s., 431.6 ft. e. of Alexander av., 25x
100; Cornella Kramer to Minnle L. Riley. ... \$3,500
8th st., s., 431.6; of 2d av., 25x100.8; Emille Cyrlax to Sebantian J. Laconders and another. ... 21,000
Park row, n. s., 71.8 t. e. of Dunes st., 25,7x10.6; Charles M. Church et al. to Ebenseer Church et al. ot al.

This t. s. s. 144.5 ft. w. of 2d av. 24.5x60.10; Rebort Englamin to Abraham Cohn. 42,500

185th st. n. s., 375 ft. e. of Willis av., 50x100; Margaret McCormick to James Morrow.

Jinon av. e. s., 216 ft. n. of Wall at., 108x175;

George Greig and wife to Grace C. Royal and
another

another
Union av. c. s., 218 ft. s. of Wall st., 58x175;
Ethasheth Coffax to Grace C. Royal
189th et., s., 250 ft. e. of threch sv., 25x100;
Matthew C. Onigley to Catherine Quieloy
State, s., 415 ft. v. of 6th av., 20x100.5; New
York Life Insurance Company to Mary A. Mcst., s. s., 140 ft. w. of Lexington av., 8x100.5; Audrew Little and wife to Hermann e. s., 150 ft. w. of Morris av., 25x118.5; dt Hahn and and another to Ann J. oreyth st., 19; Michael Levy, referee, to Samuel Davis. I av., 596; Daniel S. Hart and wife to George E. B. Hart. ame property; George E. B. Hart to Rachel G. Hart.

Hart.
Thompson st., 175; Theodesius O. Fowler et al to De Grasse Fex.
Lots 1 and 2 map by city New York, and other property; William H. Leonard et al. to Denis Shea. property; William H. Leonard et al. to Denis Shea.

10dson st., 425; James J. Nealia, referes, to
Maria Higgins.

Sth et., 206 West; William G. Vanderroest and
wife to Mary A. Booth.

Oth et., n. a., 300 ft. e. of 10th av., 25x100.5; Reinhard H. F. List and wife to John Schwietering.

30secker et., 131 to 135; Anthony R. Banks and
wife to Lewis A. Mitchell.

1th av. 557; John Gray to William C. Lesstor.

4,905
4th et., n., 250 ft. w. of Sth av., 25x100.4; Hugh
Reilly and wife to Gertrude L. S. Sells.

10th st., a., 150 ft. e. of Sth av., 50x100.9; Richard H. L. Townsend and wife to Edwin S. Up.

63,600

dike.
18th t., .s., 282.8 ft. a. of 8th av., 26x103.3; Ben-jamin Sater and another to James Mitchell.... Same property: Jeromiah Mitchell to Charles A. Lleb. Lieb 35,000
over st., s. e. cor. Water st., 25x73.9; Charles A.
Lieb and wife to Josnie Michell 24,000
st. av., s. e. s., 300 ft. s. of Highbridge road, 180x
290xirregular; Henry Cook and wife to August
Bender. Bender.

88th at., s. s. 242 ft. e. of 9th av., 20x100.8; Frank

13. Hallet to Daniel McKaever.

Lots 248, 250 map property Edward T. Young:
Charles H. Machin and wife to Froderick Hoffmann. Lots 247, 240, same map; same to Charles G. Jorgensen. Centre st., 44; Daniel E. Noyes et al. to Amy E. Michael.

Gentre St., 44: Daniel S. Neyes et al. to Amy E.
Michael.
Michael. Insurance Company, New York, s. s. 120th st. e. of 7th av.; 5 years. Regan, John, to Bryce Stewart, 338 West 11th st.; Regan, John, to Byce Stew W. Seaman, trustee.

By Sears .

Ballay Albert P., to Albert W. Seaman, trustee.

23,000

Ballay Albert P., to Albert W. Seaman, trustee.

25,000

Bothschild, Herman, to Andrew Little, s. s. 54th

26,000

Smith, Frank H. and wite, to Francis M. Jencki,

n. s. 59th st., c. of Columbus av.; 2 years; 2

42,000 n. s. 66th st. e. of Countries and wife to Richard H. f. 1900 Undike, Sr. Edwin S. and wife to Richard H. f. Townsend, s. s. 105th st. e. of 5th av.; 7 months; 2 mortgages. Williams, hate M. and Charles M. to Benjamis Russak et al., executor, &c., s. s. 82d st. w. of Lexington av.; 5 years.

AUCTION SALES OF SECURITIES.

INSURANCE, BANK AND BAILBOAD SHARES SOLD ON THE BEAL ESTATE EXCHANGE. Auctioneers R. V. Harnett & Co. yesterday sold on the auction floor of the Real Estate Exchange

the following personal properties:each
\$1,000 Jersey City 7 per cent improvement bonds,
due 1897.
\$1,000 Jersey City 7 per cent improvement bonds,
due 1882.
\$11,000 Tonnessee State 6 per cent bonds, due July. 10 shares Ancher Life Insurance Co , \$100 each. 217 shares Wheeling and Lake Erie H. R. Co., \$100 R. Co. bond, dated August, 1873

A very large audience attended this sale, as it was well known that most of these securities vere-sold by the order of executors of certain estates. MR. BOSWELL'S BIG DEBT.

William Boswell has confessed judgment for \$41,356 in favor of James W. Gerard. The judg-ment roll avers that Mr. Boswoll received in 1883, 1884 and 1887 various honds and money which, together with interest, make up the following

together with interest, make up the following amounts:—
Five Union Pacific land grant bonds, \$6,946; five Missouri State six per cent bonds, \$6,799; six Pitzsburg, Fort Wayne and Chicago Bailroad six per cent bonds, \$9,959; five Missouri, Kansas and Texas Railroad six per cent bonds, \$6,328; money received as rent of glass building at No. 67 Wall atreet, \$3,915; balance of principal of mortgage of Joseph K. Johnson, \$4,992; amount received for the estate of the late James W. Gerard, Sr., \$2,45.

BUSINESS EMBARRASSMENTS.

Christiana R. Kehoe, dealer in furniture and carrets Constitute A color, season in institute and carpets at No. 267 West 125th street, made an assignment pestoriary to Oliver C. Dubois, giving preferences for \$4,580, as follows:—Nount Morris Bank. \$2,900; Judge say to Oliver C. Danois, giving pretoreness for SO, as follows:—Mount Morris Bank, \$2,000; Judge who would see that the seek of the seek o on assets are acceptaged on a secondary and arrangement. W. Thaden, liquor dealer at No. 356 Brooms was acid out by Deputy Sherill Tracy, yesterday, executions for \$2,000. The saic realized only \$250, as there was a chattel mertgage on the place

os.

or has received an attachment
cane be Augels & Co., manufaccus at Messina Italy, in favor of
ir, who became their agant for
ir, 1800.

by the same auctioneer—A plot on East 134th street, north side, 50x100, eave of William seeme, at \$34,000; also to the plaintin.

By William Kennelly—A vacant lot on East 100th street, west of Fourth avenue, 20x100,11; at \$3,000; to Morris Franklin.

No. 405 East 113th street, east of First avenue, a four story tenement, on lot 25,62100,10, was sold